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1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 SAN FRANCISCO DIVISION

4 **IN RE GOOGLE PLAY STORE**
5 **ANTITRUST LITIGATION**

Case No. 3:21-md-02981-JD

6 THIS DOCUMENT RELATES TO:

**PLAINTIFFS' ADMINISTRATIVE
MOTION TO CONSIDER WHETHER
ANOTHER PARTY'S MATERIAL
SHOULD BE SEALED PURSUANT TO
CIVIL LOCAL RULE 79-5**

7 *Epic Games, Inc. v. Google LLC et al.*,
8 Case No. 3:20-cv-05671-JD

9 *In re Google Play Consumer Antitrust
Litigation*, Case No. 3:20-cv-05761-JD

10 *State of Utah et al. v. Google LLC et al.*,
11 Case No. 3:21-cv-05227-JD

Judge: Hon. James Donato

12 *Match Group, LLC et al. v. Google LLC et*
13 *al.*, Case No. 3:22-cv-02746-JD

Pursuant to Civil Local Rules 7-11 and 79-5(f), Plaintiffs submit this administrative motion to consider whether another party's material should be sealed with respect to their Response to Google's Brief in Response to the Court's Minute Order Questions Regarding Preservation of Chat Messages ("Plaintiffs' Response"), and Exhibits 1-35 to the Declaration of John D. Byars ("Byars Declaration"). The documents and portions of documents Plaintiffs seek to temporarily file under seal are listed below:

Document	Corresponding Page and Line Number(s)
Plaintiffs' Brief	Page 1, lines 17-18, between "immediately wrote: "" and ""."
Plaintiffs' Brief	Page 1, lines 18-19, between "Mr. Pichai" and ". (Byars"
Plaintiffs' Brief	Page 1, lines 20-21, between "under oath" and "" (<i>Id.</i> Ex."
Plaintiffs' Brief	Page 2, line 20, between "GOOG-PLAY5-000436389 (" and "") And it"
Plaintiffs' Brief	Page 3, lines 3-4, between "Development Manager about" and ". Despite"
Plaintiffs' Brief	Page 3, line 4, between "acknowledging the "" and ", she"
Plaintiffs' Brief	Page 3, line 5, between "boasted: "" and "" When"
Plaintiffs' Brief	Page 3, line 6, between "her colleague" and ", she"
Plaintiffs' Brief	Page 3, lines 6-7, between "stated: "" and "" She"
Plaintiffs' Brief	Page 3, lines 7-9, between "then wrote: "" and "" Then the on-the-record"
Plaintiffs' Brief	Page 3, line 18, between "in one Chat," and ". One"
Plaintiffs' Brief	Page 3, lines 19-20, between "requested: "" and "" The other"
Plaintiffs' Brief	Page 3, line 20, between "responded "" and ""—referring"
Plaintiffs' Brief	Page 3, line 22, between "know what "" and "" was discussed"
Plaintiffs' Brief	Page 3, footnote 2, between "GOOG-PLAY5-000163578 (" and ""); <i>id.</i> Ex."
Plaintiffs' Brief	Page 3, footnote 2, between "GOOG-PLAY5-000374365 (" and "").)"
Plaintiffs' Brief	Page 4, line 7, between "whether they were "" and "" to talk"
Plaintiffs' Brief	Page 4, lines 7-9, between "about" and ". A Google employee"
Plaintiffs' Brief	Page 4, lines 9-10, between "that because "" and "" Google employees"

Document	Corresponding Page and Line Number(s)
Plaintiffs' Brief	Page 4, line 10, between "should "" and "" warning"
Plaintiffs' Brief	Page 4, lines 11-12, between "that "" and "" (<i>Id. Ex.</i> "
Plaintiffs' Brief	Page 4, line 15, between "Programs started a "" and "" Chat to"
Plaintiffs' Brief	Page 4, line 15, between "discuss" and ". Almost immediately"
Plaintiffs' Brief	Page 4, lines 16-18, between "she wrote: "" and "" Google's Director"
Plaintiffs' Brief	Page 4, line 20, between "why Google had" and "" The on-the-record"
Plaintiffs' Brief	Page 4, lines 24-25, between "warned the group: "" and "" When others continued"
Plaintiffs' Brief	Page 4, lines 26-27, between "warned again: "" and "" (<i>Id. Ex.</i> "
Plaintiffs' Brief	Page 4, line 28, to page 5, line 3, between "Google employees discussed" and ". A Sales Strategy Manager"
Plaintiffs' Brief	Page 5, lines 5-6, between "wrote: "" and "" She"
Plaintiffs' Brief	Page 5, line 7, between "then wrote: "" and "" The other"
Plaintiffs' Brief	Page 5, line 8, between "employee" and ". While the Sales"
Plaintiffs' Brief	Page 5, line 9, between "prepared to discuss" and "in this Chat"
Plaintiffs' Brief	Page 5, line 11, between "an employee" and ", and the"
Plaintiffs' Brief	Page 5, line 13, between "YouTube, stating: "" and "" A Software Engineer"
Plaintiffs' Brief	Page 5, line 14, between "who apparently" and ", responded: ""
Plaintiffs' Brief	Page 5, lines 14-15, between ", responded: "" and "" A Product Manager"
Plaintiffs' Brief	Page 5, line 15, between "then referenced "" and "" and the on-the-record"
Plaintiffs' Brief	Page 5, footnote 3, between "off-the-record Chat regarding" and "); <i>id. Ex.</i> "
Plaintiffs' Brief	Page 5, footnote 3, between "off-the-record Chat regarding" and ", evidence that helps"
Plaintiffs' Brief	Page 5, footnote 3, between "preservation; for example," and "(<i>id. Ex.</i> "
Plaintiffs' Brief	Page 5, footnote 3, between "GOOG-PLAY5-000389043)), or to" and "(<i>id. Ex.</i> "
Plaintiffs' Brief	Page 5, footnote 3, between "GOOG-PLAY5-000168593, because "" and ""))".
Plaintiffs' Brief	Page 6, line 21, between "restraints that Plaintiffs challenge: " and ". Before the conversation"

Document	Corresponding Page and Line Number(s)
Plaintiffs' Brief	Page 6, line 22, between "Program Manager wrote: "" and "" A Senior Software Engineer"
Plaintiffs' Brief	Page 6, line 23, between "Team Lead clarified: "" and "" The on-the-record portion"
Plaintiffs' Brief	Page 6, line 25, between "Chat by asking: "" and "" one of the Android"
Plaintiffs' Brief	Page 6, line 26-27, between "Product Manager asked: "" and "" A Group Product Manager"
Plaintiffs' Brief	Page 6, lines 27-28, between "volunteered: "" and "" (<i>Id.</i> Ex."
Plaintiffs' Brief	Page 7, line 1, between "employees created a "" and "Chat with history"
Plaintiffs' Brief	Page 7, line 2, between "warned the group: "" and "" The Lead"
Plaintiffs' Brief	Page 7, line 2, between "Google Photos asked: "" and "" The on-the-record"
Plaintiffs' Brief	Page 7, line 4, between "pasted a link about" and "and wrote: ""
Plaintiffs' Brief	Page 7, lines 4-5, between "and wrote: "" and "" This comment"
Plaintiffs' Brief	Page 7, line 5, between "discussion about" and ". A Software Engineer"
Plaintiffs' Brief	Page 7, lines 5-6, between "Engineer wrote: "" and "" The Senior Software"
Plaintiffs' Brief	Page 7, line 6, between "Engineer agreed: "" and "" Another Software"
Plaintiffs' Brief	Page 7, lines 6-7, between "Engineer agreed: "" and "" And a Program"
Plaintiffs' Brief	Page 7, lines 7-9, between "Manager wrote: "" and "" The Chat"
Plaintiffs' Brief	Page 7, lines 10-13, between "threaded room Chat: "" and "" He then asked"
Plaintiffs' Brief	Page 7, line 13, between "the group: "" and "" A YouTube Gaming"
Plaintiffs' Brief	Page 7, line 14, between "employee wrote: "" and "" A Software Engineer"
Plaintiffs' Brief	Page 7, line 15, between "Engineer reacted: "" and "" Another employee"
Plaintiffs' Brief	Page 7, line 15, between "employee wrote: "" and "" The Chat abruptly"
Plaintiffs' Brief	Page 7, lines 17-18, between "OS, sent others "" and "" A Manager"
Plaintiffs' Brief	Page 7, lines 18-19, between "asked for the "" and "" She then"

Document	Corresponding Page and Line Number(s)
Plaintiffs' Brief	Page 7, lines 19-20, between "then asked: "" and "" The first"
Plaintiffs' Brief	Page 7, line 20, between "employee wrote: "" and "" Another"
Plaintiffs' Brief	Page 7, lines 20-21, between "confirmed: "" and "" The employee"
Plaintiffs' Brief	Page 7, lines 21-22, between "warned that "" and "" (<i>Id.</i> Ex."
Plaintiffs' Brief	Page 7, line 25, between "decision by writing: "" and "" The Strategy"
Plaintiffs' Brief	Page 7, line 25, between "Manager responded "" and "" at which point"
Plaintiffs' Brief	Page 7, lines 27-28, between "and asked about "" and "" A Product Manager"
Plaintiffs' Brief	Page 7, line 28, between "quickly responded: "" and "" An Android engineer"
Plaintiffs' Brief	Page 7, line 28, between "engineer responded "" and "" A Senior Product"
Plaintiffs' Brief	Page 7, line 28, to page 8, line 1, between "Manager wrote: "" and "" Everyone then left"
Plaintiffs' Brief	Page 8, lines 2-3, between "Chat by stating: "" and "" and asked for"
Plaintiffs' Brief	Page 8, line 4, between "engineer responded: "" and "" Another"
Plaintiffs' Brief	Page 8, lines 4-5, between "wrote: "" and "" (<i>Id.</i> Ex."
Plaintiffs' Brief	Page 8, lines 6-7, between "created a Chat "" and "" Another employee"
Plaintiffs' Brief	Page 8, lines 7-8, between "employee wrote: "" and "" (<i>Id.</i> Ex."
Plaintiffs' Brief	Page 8, lines 9-10, between "began a Chat: "" and "" A Design"
Plaintiffs' Brief	Page 8, line 10, between "Android replied: "" and "" The conversation"
Plaintiffs' Brief	Page 8, lines 12-13, between "wrote immediately: "" and "" A Software Engineer"
Plaintiffs' Brief	Page 8, line 13, between "" A Software Engineer" and "" Another Software"
Plaintiffs' Brief	Page 8, line 14, between "Engineer wrote: "" and "" The Chat"
Plaintiffs' Brief	Page 8, line 16, between "Google employee wrote: "" and "" In the second"
Plaintiffs' Brief	Page 8, line 17, between "Safety, confirmed: "" and "" (<i>Id.</i> Ex."
Plaintiffs' Brief	Page 8, lines 18-19, between "Chat by asking: "" and "" A Director"

Document	Corresponding Page and Line Number(s)
Plaintiffs' Brief	Page 8, lines 19-20, between "Management, responded: "" and "" A Group Product"
Plaintiffs' Brief	Page 8, line 20, between "Manager replied: "" and "" The Group Product"
Plaintiffs' Brief	Page 8, line 21, between "Manager concluded: "" and "" A Director"
Plaintiffs' Brief	Page 8, line 21, between "Management, agreed: "" and "" The Group"
Plaintiffs' Brief	Page 8, lines 22-23, between "then decided: "" and "" He then"
Plaintiffs' Brief	Page 8, line 23, between "pasted a link "" and "" and the on-the-record"
Plaintiffs' Brief	Page 8, lines 24-25, between "Engineer quickly asked: "" and "" Another Software"
Plaintiffs' Brief	Page 8, line 25, between "Engineer wrote: "" and "" and then pasted"
Plaintiffs' Brief	Page 8, line 25, between "stating it was "" and "" that he could"
Plaintiffs' Brief	Page 8, lines 27-28, between "Projects then suggested: "" and "" The on-the-record"
Plaintiffs' Brief	Page 9, line 1, between "an article about" and ". A Staff Privacy"
Plaintiffs' Brief	Page 9, line 1, between "quickly warned: "" and "" The Senior Director"
Plaintiffs' Brief	Page 9, line 2, between "Security, wrote: "" and "" An employee"
Plaintiffs' Brief	Page 9, line 2, between "employee asked "" and "" to which"
Plaintiffs' Brief	Page 9, lines 3-4, between "another replied: "" and "" Another wrote"
Plaintiffs' Brief	Page 9, lines 4-5, between "Another wrote: "" and "" (<i>Id.</i> Ex."
Plaintiffs' Brief	Page 9, lines 20, between "Google employees who" and ". 5"
Plaintiffs' Brief	Page 9, footnote 5, between "Mr. Lim: "" and ""); <i>id.</i> Ex."
Plaintiffs' Brief	Page 9, footnote 5, between "Mr. Lim: "" and "")."
Byars Decl. Ex. 1	Document in its entirety.
Byars Decl. Ex. 2	Document in its entirety.
Byars Decl. Ex. 3	Document in its entirety.
Byars Decl. Ex. 4	Document in its entirety.
Byars Decl. Ex. 5	Document in its entirety.
Byars Decl. Ex. 6	Document in its entirety.

Document	Corresponding Page and Line Number(s)
Byars Decl. Ex. 7	Document in its entirety.
Byars Decl. Ex. 8	Document in its entirety.
Byars Decl. Ex. 9	Document in its entirety.
Byars Decl. Ex. 10	Document in its entirety.
Byars Decl. Ex. 11	Document in its entirety.
Byars Decl. Ex. 12	Document in its entirety.
Byars Decl. Ex. 13	Document in its entirety.
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Byars Decl. Ex. 28	Document in its entirety.
Byars Decl. Ex. 29	Document in its entirety.
Byars Decl. Ex. 30	Document in its entirety.
Byars Decl. Ex. 31	Document in its entirety.
Byars Decl. Ex. 32	Document in its entirety.
Byars Decl. Ex. 33	Document in its entirety.
Byars Decl. Ex. 34	Document in its entirety.
Byars Decl. Ex. 35	Document in its entirety.

Plaintiffs oppose the sealing of any portions of these documents but seek leave to provisionally file the documents under seal because they discuss materials that Google has designated confidential or highly confidential under the protective order in this case. *See Local*

Rule 79-5(f). Plaintiffs reserve the right to oppose, under Rule 79-5(f)(4), any submission Google makes to support sealing under Rule 79-5(f)(3).

Plaintiffs also hereby provide notice of lodging to all parties and their counsel pursuant to Civil Local Rule 79-5(f).

Dated: March 14, 2023

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E-FILING ATTESTATION

I, Lauren A. Moskowitz, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(h)(3), I hereby attest that each of the signatories identified above has concurred in this filing.

/s/ Lauren A. Moskowitz
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